

TEMPORARY

THE STATE OF NEVADA

PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of applicant: CITY OF FERNLEY
Source: TRUCKEE RIVER
Basin: TRACY SEGMENT
Manner of Use: WILDLIFE
Period of Use: AS DECREED
Priority Date: AS DECREED

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit, to change the place of use and manner of use of a portion of the waters of the Truckee River as set forth under Permits 79411, 74943, 74980, 75503, 75504, 75581, 75582, 75583, 75862, 75863, 75864, 75865, 76061, 76209, 76292, 76837, 76976, 76977, 77006, 77050, 77276, 77533, 77534, 77535, 77923, 77924, 78073 and 78626 which changed the place of use and manner of use of portions of Claim Number 3 in the Truckee River final decree, is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire **November 15, 2010**, at which time all rights herein granted shall revert to the right being changed by this temporary permit.

This temporary permit is expressly contingent on the payment of the operation and maintenance charges that are properly assessed and come due in the same manner as if the water were still appurtenant to the agricultural land from which it is transferred, pursuant to NRS 533.370, subsection 1 (b).

(Continued on Page 2)

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 11.6 cubic feet per second or 2799.155 acre-feet as decreed.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

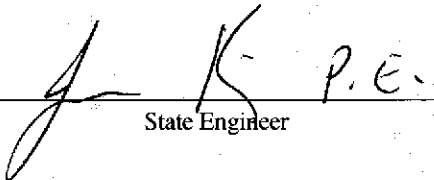
N/A

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 10th day of August, A.D. 2010



State Engineer

Amended

TEMPORARY

Application No. _____

79885

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**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office

JUN 04 2010

Returned to applicant for correction

Corrected application filed

Map filed FEB 02 2001 under 67182

The applicant City of Fernley

595 Silver Lace Blvd.

of Fernley

Street Address or PO Box

City or Town

Nevada, 89408

State and ZIP Code

hereby make(s) application for permission to change the

☐ Point of diversion

☒ Place of use

☒ Manner of use

☐ of a portion

of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permits 74911, 74943, 74980, 75503, 75504, 75581, 75582, 75583, 75862, 75863, 75864, 75865, 76061, 76209, 76292, 76837, 76976, 76977, 77006, 77050, 77276, 77533, 77534, 77535, 77923, 77924, 78073, and 78626.

1. The source of water is Truckee River

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 2799.15 acre-feet annually

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Wildlife

Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use

4. The water heretofore used for Municipal

If for stock, state number and kind of animals.

5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)

Derby Dam located within the N 1/2 SW 1/4 of Section 19, T. 20 N., R. 23 E., M.D.B.&M.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

The Proposed Place of Use is the Truckee River beginning at the Point of Diversion (Derby Dam) and then downstream to the Pyramid Lake inlet. [Please Refer to supporting map filed with Permit 67182]

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

The Existing Place of Use is the City of Fernley Municipal Area - Please See Attachment "A" and Map filed with Application 71382

9. Proposed use will be from as decreed to as decreed of each year.
Month and Day Month and Day

10. Existing use permitted from as decreed to as decreed of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

In stream flows within the Truckee River from Derby Dam to the Inlet of Pyramid Lake will be conducted in the river's natural stream channel; no other works are proposed.

12. Estimated cost of works N/A

13. Estimated time required to construct works N/A

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use N/A

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

N/A

16. Miscellaneous remarks:

Please see Attachment "B" for a breakdown of the AF to be changed per referenced permit. Proposed POU Map filed under Application Number 67182. Please note that the Permits listed are currently RFP and this application should be acted on after those RFP applications are permitted.

stankaconsulting@aol.com

E-mail Address

(775) 841-2266

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Michael Stanka Agent for City of Fernley

Type of print name clearly

Signature, applicant or agent

Stanka Consulting, LTD

Company Name

301 North King Street

Street Address or PO Box

Carson City Nevada, 89703

City, State, ZIP Code

ATTACHMENT A**PROPOSED PLACE OF USE:****T.20 N., R. 24 E., M.D.B. & M.**

Portion of Sections 9 and 10, Sections 11, 12, 13, 14 and 15;
Portion of Sections 16, 17, and 20, Sections 21, 22, 23, 24, 25, 26, 27 and 28;
Portion of Sections 29, 30, and 31, Sections 32, 33, 34, 35 and 36.

T.20 N., R. 25 E., M.D.B. & M.

Sections 1, 2 and 3;
Portion of Sections 4 and 5, Sections 7 through 36.

T.20 N., R. 26 E., M.D.B. & M.

Portion of Section 5, Sections 6 and 7; Portion of
Sections 8 and 17, Sections 18 and 19; Portion of
Sections 20 and 29, Sections 30 and 31; Portion of
Section 32.

T.21 N., R. 25 E., M.D.B. & M.

Portion of Sections 13, 23 and 24, Section 25;
Portion of Sections 26, 27, 28 and 33, Sections 34, 35 and 36

T.21 N., R. 26 E., M.D.B. & M.

Portion of Sections 5, 7 and 8, Section 17;
Portion of Section 18, Sections 19, 20, 29, 30, 31, and 32.

T.22 N., R. 26 E., M.D.B. & M.

Portion of Sections 28, 32 and 33.

T.19 N., R. 25 E., M.D.B. & M.

All of Sections 1 through 36.

T.19 N., R. 24 E., M.D.B. & M.

Sections 1, 2, 3, 4 and 5;
Portion of Section 6, Sections 7 through 36.

T.19 N., R. 23 E., M.D.B. & M.

Portion of Sections 1, 12, 13, 14 and 23, Sections 24 and 25;
Portion of Sections 26, 27 and 34, Sections 35 and 36.

Attachment B

Permit Number	AF
74911	8.865
74943	1.12
74980	4.50
75503	3.465
75504	10.0
75581	4.815
75582	2.970
75583	23.72
75862	5.06
75863	6.57
75864	41.4
75865	14.4
76061	14.535
76209	1,030.145
76292	581.905
76837	144.22
76976	10
76977	3.465
77006	254.46
77050	99.59
77276	335.1
77533	8.325
77534	2.25
77535	1.71
77923	21.6
77924	0.9
78073	35.21
78626	128.85

2799.15